

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Thomas J. Shaw

Serial No.: 09/617,868

Filing Date: July 17, 2000

Group: 3767

For: Retractable Syringe Assembly Designed for One Use

Filed Electronically

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

EIGHTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the requirements of 37 C.F.R. §§ 1.97 and 1.98, attached is Form PTO/SB/08A listing supplemental information for consideration by the Office in connection with its examination of the above-identified patent application. Since filing the Seventh Supplemental Information Disclosure Statement on December 17, 2007, Applicant's undersigned counsel has recognized that two other U.S. patents identified in the Contentions document received December 14, 2007 and submitted with the Seventh Supplemental IDS are also not of record in the prosecution of this application.

Applicant submits that no representation is made, and no representation is intended, that more relevant material does not exist, or that the order of presentation of this material in any way reflects the relative pertinence. The listings on the attached

Form PTO/SB/08A are not intended to constitute an admission of any kind. Specifically, this presentation is not an admission that the items listed are properly citable against the above-identified application as prior art.

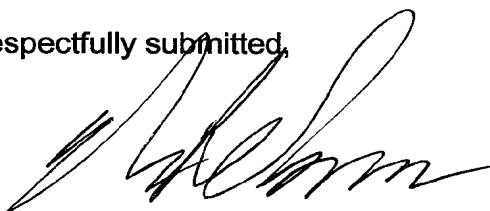
Supplemental Notification Pursuant to MPEP §2001.06(c)

On or about June 15, 2007, Retractable Technologies, Inc. ("RTI"), exclusive licensee of United States Patent Nos. 5,578,011, 5,632,733 and 6,090,077, sued Becton Dickinson and Company ("BD") for infringement of those patents in the United States District Court for the Eastern District of Texas, Marshall Division (Civil Action No. 2:07-cv-00250-DF). Thomas Shaw, the inventor of the subject application, is also now a plaintiff in the suit. The patents in suit issued on prior applications in the family of applications upon which Applicant's claim of priority for the claims in the instant application are based. On or about December 14, 2007, BD served its Preliminary Invalidity Contentions ("Contentions"). In its Contentions, BD cited two additional U.S. patents not previously of record in the prosecution of this application that were mistakenly not included in the Seventh Supplemental IDS filed yesterday, December 17, 2007. The newly cited documents, U.S. 5,125,898 and U.S. 5,211,628, are listed on the accompanying Form PTO/SB/08A.

Applicant respectfully submits that the invention is patentable over the enclosed documents listed on Form PTO/SB/08A.

No fee is believed to be due for submission of this paper. If this is incorrect, the Commissioner is hereby authorized to charge any fee due to Locke Lord Bissell & Liddell LLP Deposit Account No. 12-1781.

Respectfully submitted,



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Date: December 18, 2007

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